

1 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP  
2 A Limited Liability Partnership  
3 Including Professional Corporations  
4 TRACEY A. KENNEDY, Cal. Bar No. 150782  
5 333 South Hope Street, 43rd Floor  
6 Los Angeles, California 90071-1422  
7 Telephone: 213-620-1780  
8 Facsimile: 213-620-1398  
9 Email: [tkennedy@sheppardmullin.com](mailto:tkennedy@sheppardmullin.com)

10 PATRICIA M. JENG, Cal. Bar No. 272262  
11 REANNE SWAFFORD-HARRIS, Cal. Bar No. 305558  
12 4 Embarcadero Center, 17<sup>th</sup> Floor  
13 San Francisco, California 94111  
14 Telephone: 415-434-9100  
15 Facsimile: 415-434-3947  
16 Email: [pjeng@sheppardmullin.com](mailto:pjeng@sheppardmullin.com)  
[rswafford-harris@sheppardmullin.com](mailto:rswafford-harris@sheppardmullin.com)

17 Attorneys for Defendant,  
18 TESLA, INC. DBA TESLA MOTORS, INC.

19 LAWRENCE A. ORGAN, Cal.Bar No. 175503  
larry@civilrightsca.com  
20 NAVRUZ AVLONI, Cal. Bar. No. 279556  
navruz@civilrightsca.com  
21 CALIFORNIA CIVIL RIGHTS LAW GROUP  
332 San Anselmo Avenue  
22 San Anselmo, California 94960  
Telephone: 415.453.7352  
Facsimile: 415.785.7352

23 Attorneys for Plaintiffs,  
24 DEMETRIC DI-AZ and OWEN DIAZ

25 [Additional Attorneys Appear on Signature Page]

26 **STATES DISTRICT COURT**  
27 **NORTHERN DISTRICT OF CALIFORNIA**

28 DEMETRIC DI-AZ, OWEN DIAZ AND  
LAMAR PATTERSON

Case No. 17-cv-06748-WHO

Plaintiffs,  
v.

**JOINT STIPULATION AND  
ORDER TO CONTINUE DEPOSITION OF  
ERIN MARCONI**

TESLA, INC. DBA TESLA MOTORS,  
INC., CITISTAFF SOLUTIONS, INC.;  
WEST VALLEY STAFFING GROUP;

FAC Filed: December 26, 2018  
Trial Date: March 2, 2020

1 CHARTWELL STAFFING SERVICES,  
2 INC.; NEXTSOURCE, INC.; and  
DOES 1-10, inclusive

3 Defendants.

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1 Pursuant to Northern District of California Civil Local Rules 6-2 and 7-12, Plaintiffs  
 2 DEMETRIC DI-AZ and OWEN DIAZ (“Plaintiffs”) and Defendants TESLA, INC. DBA TESLA  
 3 MOTORS, INC. (“Tesla”), by and through their respective counsel, hereby stipulate and agree as  
 4 follows:

5 WHEREAS, Plaintiff filed the First Amended Complaint on December 26, 2018. (Dkt. No.  
 6 57). Defendant Answered the First Amended Complaint on January 1, 2019. (Dkt. No. 63).

7 WHEREAS, the Court’s October 3, 2019 Order on Discovery Disputes requires all  
 8 deposition to be completed by October 15, 2019. (Dkt. No. 93).

9 WHEREAS, Plaintiffs served on Tesla an Amended Notice of Deposition of Erin Marconi  
 10 and an Amended Subpoena to Testify at Deposition in a Civil Action for Erin Marconi on October  
 11 3, 2019.

12 WHEREAS, Plaintiffs personally served on Erin Marconi a subpoena on October 9, 2019,  
 13 indicating October 15, 2019, at 11 a.m. as the date for Ms. Marconi’s deposition.

14 WHEREAS, Defendant Tesla relayed to Plaintiffs that Ms. Marconi, a former employee, has  
 15 advised Defendant that she is not available on October 15, 2019 due to her work schedule.

16 WHEREAS, Ms. Marconi has requested that her deposition be moved to Monday, October  
 17 21, 2019, at 11 a.m.

18 WHEREAS, all Parties in this action agree to the continuation of Ms. Marconi’s deposition  
 19 to October 21, 2019, after the Court’s October 15, 2019 deadline, in order to accommodate Ms.  
 20 Marconi’s schedule.

21 WHEREAS, this Stipulation only applies to the deposition of Erin Marconi and the deadline  
 22 to complete any other depositions shall remain October 15, 2019, per the Court’s Order on  
 23 Discovery Disputes, unless stipulated to otherwise by the Parties.

24 NOW THEREFORE, the Parties hereby agree and stipulate as follows:

25 1. The deposition of Erin Marconi shall take place on October 21, 2019, at 11 a.m., at the office  
 26 of Alexander Krakow & Glick, LLP 1900 Avenue of the Stars, Los Angeles, CA 90067.

27 **IT IS SO STIPULATED.**

1  
2 Dated: October 14, 2019

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

3  
4 By \_\_\_\_\_ /s/Patricia M. Jeng  
5 TRACEY A. KENNEDY  
6 PATRICIA M. JENG  
7 REANNE SWAFFORD-HARRIS

8  
9 Attorneys for Defendant  
10 TESLA, INC. dba TESLA MOTORS, INC.

Dated: October 14, 2019

CALIFORNIA CIVIL RIGHTS LAW GROUP

11 By \_\_\_\_\_ /s/Navruz Avloni  
12 Lawrence A. Organ  
13 Navruz Avloni  
14 Attorneys for Plaintiffs  
15 DEMETRIC DI-AZ and OWEN DIAZ

Dated: October 14, 2019

PAHL & MCCAY

16  
17 By \_\_\_\_\_ /s/Fenn Horton III  
18 Helene Simvoulakis-Panos  
19 Fenn Horton III  
20 Attorneys for Defendant  
21 WEST VALLEY STAFFING GROUP, INC.

Dated: October 14, 2019

FISHER & PHILLIPS LLP

22  
23 By \_\_\_\_\_ /s/Juan Araneda  
24 Jason Geller  
25 Juan Araneda  
26 Attorneys for Defendant  
27 NEXTSOURCE, INC.

1 Dated: October 14, 2019

LAFATETTE & KUMAGAI

2  
3 By \_\_\_\_\_ /s/Susan Kumagai  
4 Gary Lafayette  
5 Cheryl Stevens  
6 Susan Kumagai  
7 Attorneys for Defendant  
8 CITISTAFF SOLUTIONS, INC.

9  
10  
11 PURSUANT TO STIPULATION, IT IS SO ORDERED.  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

DATED: October 18, 2019

